

BOARD OF TRUSTEES MEETING MINUTES – January 4, 2016

The regular meeting of the Board of Trustees of the Inc. Village of Brightwaters was held on Monday, January 4, 2016 at 8:00 p.m. at Village Hall, 40 Seneca Dr., Brightwaters, NY, with the following officers present:

Joseph McDermott	Mayor
Diane Urso	Trustee
Christian Sullivan	Trustee
Bernadette Whitwell	Trustee
Laurie Elliott	Trustee
Charles Casolaro	Village Attorney

At 8:00 pm, Mayor McDermott called the meeting to order followed by a salute to the flag and a moment of silence for our Armed Forces.

Approval of the Minutes from the Board meeting of December 7, 2015 and December 14, 2015.

Motion: Trustee Urso	Second: Trustee Elliott
Vote: 5 ayes	0 nays

Suffolk County Police Department 3rd Precinct – P.O. Alicia Gomez was there to report that nothing noteworthy has occurred in the Village. There were reports of a loud bang but has yet to be identified as to its origin.

Mayor's Report:

- The Village's 100th anniversary of incorporation is this year. The Board would like to put together a committee to plan events to celebrate this momentous occasion. Please contact Village Hall if you are interested in volunteering
- Over the last 12 months, the Village has been the recipient of over \$265,000 in grants: \$56,000 for the archive grant, \$59,000 for Downtown Revitalization, \$100,000 towards a capital project from Senator Phil Boyles, \$50,000 for the new DPW building through Senator Boyle and a \$1,200 Justice Court grant. This is evidence of the hard work of the Board and the Clerk

Highway Department – Trustee Whitwell

- The DPW has been busy putting up the holiday decorations and then taking them down
- The trucks are prepared for snow
- The crew will be planting six new trees in Wohseepee Park
- Thanks to the Sagliocca family for donating greens to decorate the planters on the cascades

Code Enforcement – Trustee Sullivan

- There were 57 calls made to the SCPD. Activity has decreased as the temperatures decrease. Most of the calls were for alarms
- Graffiti continues to pop up in the Village. The business owners have been notified and asked to remove it ASAP. The graffiti was noticed on the door at the back of the post office, the auto store and on the side of the State Farm office
- Would like to commend the code officers in trying to identify where the loud bangs were coming from. Unfortunately, they were unsuccessful. They also chased a vagrant from Wohseepee Park, responded to transformer fire on Mohawk
- Our staff issued 59 summonses and 7 violations. There were 4 complaints including loud music, early trash pickup and a grey Nissan on Orinoco

Administration – Trustee Elliott

- Document archiving preparation is going well. The project is on schedule

Fire Marshall Report:

As of this report, all permits for Public Assembly and Multiple Dwelling occupancies within the Village of Brightwaters are currently valid and up to date. Most recently, the “Public Assembly Permit” for *Sea Levels Restaurant* was processed and distributed.

As of this report, it is estimated that 90% of all commercial occupancies within the Village of Brightwaters have been inspected and evaluated for the implementation of the new law which will apply to all new & existing commercial buildings that have fuel burning appliances, systems or devices that emit Carbon Monoxide. Each tenant visited has signed an acceptance letter of the “new law”. The conclusion of the preliminary inspection of the remaining commercial occupancies is anticipated within the next 30 days. In May of 2016, I will once again be visiting all location to insure the compliance with the “new law”.

During the past month, there were no requests for investigations of fire from the Bay Shore Fire Department.

Sincerely,

Matthew Brennan

Matthew Brennan, Fire Marshal
Village Of Brightwaters

Lakes and Parks – Trustee Urso

- There were several events held last month including Light the Night, the lighting of the nativity and the Menorah and the Business Association get together in the cabin

- The Business association is looking to make the gathering an annual event with residents bringing a dessert and the association providing hot chocolate

Open **Public Hearing** on the **Bay Shore Fire District Protection Contract** for 2016 in the amount of \$ 246,125.

Motion: Trustee Urso

Second: Trustee Elliott

Vote: 5 ayes 0 nays

One question requesting the contract price last year: \$ 237,000

Close **Public Hearing** on the **Bay Shore Fire District Protection Contract** for 2016:

Motion: Trustee Urso

Second: Trustee Elliott

Vote: 5 ayes 0 nays

Adopt the 2016 Bay Shore Fire District Protection Contract

Motion: Trustee Sullivan

Second: Trustee Urso

Vote: 5 ayes 0 nays

Open **Public Hearing** to adopt the 2016 and 2017 **Brightwaters Rescue Ambulance Contract**: \$75,000 for 2016 and \$85,000 for 2017

Motion: Trustee Urso

Second: Trustee Sullivan

Vote: 5 ayes 0 nays

Mayor McDermott explained that the Village has been negotiating with several members of the Ambulance Corps to come up with an equitable amount that would continue to provide their excellent coverage in the Village. The Village has been paying \$60,000 a year for many years and it was insufficient to cover our share of the costs.

John Valdinì questioned the 40% increase in the cost.

Jacqueline Fink, attorney for the Ambulance Corps, explained that the Village is 11% of the coverage area but at \$60,000 a year the Village was paying 4% of the costs. Brightwaters also represents 7% of the total calls to the Corps. The equivalent cost for Village residents is \$.098 per \$100 of Assessed Value whereas Bay Shore residents are paying \$.248 per \$100 of Assessed Value.

Laurie Hughes, Board member of the Corps, explained that they have a paramedic on every call. This is a higher level of care than what is provided by other services. The paramedics are paid by the Corps. They are seeking to upgrade their equipment to have transporters that can accommodate all shapes and sizes and they provide training for all Bay Shore and Brightwaters residents.

Joan Manahan asked about the contributions they receive from residents. Laurie Hughes explained that the funds received from contributions has diminished over the years.

Close the Public Hearing on the Bay Shore-Brightwaters Rescue Ambulance Contract for 2016-2017.

Motion: Trustee Sullivan

Second: Trustee Whitwell

Vote: 5 ayes

0 nays

Adopt the Bay Shore-Brightwaters Rescue Ambulance Contract for 2016 \$75,000 and 2017 \$85,000 and permission for Mayor McDermott to sign same

Motion: Trustee Urso

Second: Trustee Whitwell

Vote: 5 ayes

0 nays

Open the Public Hearing to install additional stop signs on Orinoco Drive as per proposed Local Law 2-2016 Orinoco/Ackerson going East and Orinoco/Richland going West.

Motion: Trustee Whitwell

Second: Trustee Urso

Vote: 5 ayes

0 nays

Questions/Comments:

- Stop signs are not the answer, speed humps would be better
- Why just one stop sign in each area? This will be confusing for the drivers headed the other way
- Request selective enforcement of the speed limit by SCPD
- Possibly use speed signs to show people how fast they are travelling
- Reduce speed limit to 20 mph
- Business owner has been requesting a stop sign by the Faber Brothers entrance/exit

Close the Public Hearing on proposed Local Law 2-2016 to add additional stop signs on Orinoco Drive

Motion: Trustee Urso

Second: Trustee Whitwell

Vote: 5 ayes

0 nays

Based on the discussion, the Board decided to table the adoption of this proposed Local Law.

Open the Public Hearing on Local Law 1-2016 consecutive term limits for elected officials. This would limit the number of 2 year terms for each elected official to 4 consecutive 2 year terms, effective with the June 2016 election.

Motion: Trustee Urso

Second: Trustee Sullivan

Vote: 5 ayes

0 nays

Questions/Comments:

- Term limits are born out of having the same people in office for an extended period of time
- The voter has the right to vote people in and out of office
- The President of the United States has term limits

- This is such a small Village that term limits might end up with vacancies in offices if no one chooses to run
- The incumbent candidate has an advantage
- The issue should be put on a ballot
- The elected officials should be free to make the decisions without being on the ballot

Close the Public Hearing on Local Law 1-2016 consecutive term limits.

Motion: Trustee Urso

Second: Trustee Sullivan

Vote: 5 ayes

0 nays

Adopt Local Law 1-2016 consecutive term limits for elected officials

Motion; Trustee Urso

Second: Trustee Sullivan

Vote: Mayor McDermott: Aye

Trustee Urso: Aye

Trustee Sullivan: Aye

Trustee Whitwell: Nay

Trustee Elliott: Nay

LOCAL LAW NO. 1-2016

TITLE: “A Local Law to Amend Chapter 19 of the Code of the Inc. Village of Brightwaters – Officers and Employees”

BE IT ENACTED BY THE BOARD OF TRUSTEES OF THE INC. VILLAGE OF BRIGHTWATERS AS FOLLOWS:

FIRST: An addition to Chapter 19 of the Code.

ARTICLE III – TERM LIMITS – CONSECUTIVE TERMS OF OFFICE

§19-9. Mayor.

No person shall be elected to the office of Mayor for more than four (4) consecutive two (2) year terms.

§19-10. Board of Trustees.

No person shall be elected to the office of Trustee for more than four (4) consecutive two (2) year terms.

§19-11. Limitation of effect to two year terms

In computing the terms, only full two year terms are to be computed to set the limitations.

§19-12. Applicability

This local law shall be applicable commencing in the Village election cycle immediately following its adoption.

SECOND: Separability.

If any section, sub-section, sentence, clause or phrase of this local law is for any reason held invalid or unconstitutional by decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this local law.

THIRD: Effective Date.

This act shall take effect immediately upon filing with the Secretary of State as provided by law.

Appoint **LOCAL LAW NO. 1-2016**

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Appoint Brian Vogelfang as part time Parking Meter Attendant at a rate of \$12.00 per hour.

Motion: Trustee Sullivan

Second: Trustee Urso

Vote: 5 ayes 0 nays

Approve Clerk-Treasurer's **Budget Modification**

Motion; Trustee Elliott

Second: Trustee Elliott

Vote: 5 ayes 0 nays

1/4/2016 - Board of Trustees Meeting

Village of Brightwaters			
Budget Modification for January 4, 2016			
		Debit	Credit
Increase Revenue			
A3089.100	Arbor Day Grant		279.00
	Payment for Arbor Day 2015		
A3089.200	Per Capita State Aid		3,303.00
	Not in original State budget		
A4960.000	Federal Disaster Aid		18,409.40
	Starting to receive Irene and Sandy money		
Increase Expenditures:			
A1110.412	Court Computer Software Support	85.00	
	Actual was slightly higher than budget		
A1110.417	Court Professional Services	6,155.00	
	Account for collection service		
A1420.417	Village Attorney Professional Services	5,000.00	
	Allow for ZBA hearings		
A7110.421	Parks - Repairs/Maintenance	2,000.00	
	Gilbert park soil removal		
A7180.100	Walker Beach - Personal Services	2,500.00	
	No rain all summer and early Memorial Day 2016		
A5110.417	Village Engineer	4,000.00	
	More projects scheduled		
A7230.410	Canal - Power & Water	2,000.00	
	Possible leak identified/problem meter		
A7310.100	Day Camp - Counselors	815.13	
	Bring budget to actual number		
A7310.425	Day Camp - Supplies	145.48	
	Bring budget to actual number		
A8170.413	Leaf Plastic Bags	177.00	
	went slightly over budget		
A1990.900	Contingency Expense	8,853.79	
	Increase contingency to make up difference		
Decrease Expenditures			
A1110.100	Court Personal Services		6,240.00
	Re-allocate court clerk salary		
A3620.431	CEO Vehicle Repairs		1,500.00
	New cars under warranty		
A7110.437	Parks - Plants/Soil		2,000.00
	Re-align actuals		

Approval of Abstracts and Treasurer's Report:

Motion: Trustee Sullivan Second: Trustee Whitwell

Vote: 5 ayes 0 nays

ABSTRACT REPORT FOR BOT January 4, 2016			
Seeking to approve payment on:			
Abstracts # 3971-3973	53 vouchers		\$58,855.06
Large Payments			
Alpha Carting - monthly garbage removal - December		\$	31,789.00
Bruno's Truck & Auto Parts - repairs to DPW truck		\$	2,707.72
General Code Publishers - renew code book on line		\$	1,270.00
Treasurer's Report			
Cash on Hand as of 1/4/2016			
General Fund - BNB		148,397	
General Money Market - BNB		488,220	
CLASS General		314,752	
	Total Cash on Hand	951,369	
Capital Fund		131,800.00	

Public Comments:

- John Thomas Inn – some issues expressed with the parking situation on the street
- Speed calming on the North end of the Lakes by the triangle. Cars travel too fast through there
- Reduce Village speed limit to 25 mph
- Have the court house doors open 30 minutes before a meeting with the heat and lights on
- Fire Department bond issue – they have not held all the necessary public hearings and will be sending out a mailing to all residents regarding the bond issue. The Fire Department will have to come to the Village to request the portion of debt service to be borne by Village residents
- Term limit legislation will become effective when it is received by the Secretary of State

Adjourn: Motion: Trustee Sullivan
Vote: 5 ayes 0 nays

Second: Trustee Elliott

Meeting adjourned 9:40 PM

Approximately 25 people in attendance.